

REPORT OF THE COMMITTEE ON NEW BUSINESS.

Your Committee on New Business begs leave to report the following for the consideration of the House of Delegates:

I.

Report of the President.

It is the sense of your Committee that the transactions of the Council could be carried on to better advantage if the matter of the choice of the Chairman of the Council be left in the hands of that body.

Your Committee further recommends the adoption of the following amendment:

Amendment to By-Laws.

The Society shall elect a President for the next succeeding year who shall remain "President-elect" for one year preceding his assumption of the duties of President. While President-elect, he shall be ex-officio a member of the Council.

Publication Committee.

The recommendation in reference to the election of the Committee on Publication is dealt with in today's action by the Council, and will be presented in their report for your consideration.

We recommend the further careful consideration of the President's paper by the members.

II.

Report of the Chairman of the Council.

Recommended that it be accepted and placed on file.

III.

Report of Harry E. Alderson.

This Committee endorses the report of the Chairman of the Scientific Program and recommends that it be printed in the JOURNAL, and that two thousand reprints be made for distribution.

IV.

Resolutions.

Your Committee recommends the adoption of the following resolutions:

RESOLUTION NO. 1.

Presented by the Council of the Medical Society of the State of California.

The Council recommends to the House of Delegates, that all members actively in military service shall be exempt from the payment of dues to the State Society and shall be carried in full standing during their absence from professional work.

RESOLUTION NO. 2.

Presented by the Council of the Medical Society of the State of California.

The Council recommends to the House of Delegates that a special war tax of \$1.00 per capita be levied on all members of the State Society not in military service in order to meet the deficit occasioned by military enrollment.

RESOLUTION NO. 3.

Presented by René Bine.

As expressive of the sentiment of the County Secretaries, be it resolved that all members of the Medical Society of the State of California on the membership roll during the year 1917, or thereafter, who actively enter the public service of our country, shall be considered as members of the Medical Society in good standing with all the

rights and privileges of such membership; provided, however, that such military colleagues shall be exempt from State Society assessments for the years while in active service during the present war and their absence from professional work.

RESOLUTION NO. 4.

The following resolution was presented by F. C. Piersol:

Resolved, that this body recommend to the American Medical Association that during the period of the war all members of the American Medical Association who are in active service shall be given a fellowship by the American Medical Association during their active service in the Army or Navy.

RESOLUTION NO. 5.

The following resolution was presented by René Bine:

On endorsement and co-operation with the National Children's Year Program.

Resolved, that the Medical Society of the State of California endorses and will co-operate in the "National Children's Year Program" as put forth by the Children's Year Committee for California of the Woman's Committee of the Council of Defense of the State, and supported by the Board of Control of the State *by the granting of a special fund for its execution.*

RESOLUTION NO. 6.

Presented by George H. Kress. Amendment to Article VII, Section 6 of the By-Laws.

Resolved, that the House of Delegates shall authorize the Council or the President to appoint Committees to deal with various scientific or special features as it may deem fit, not specifically mentioned in the Constitution or By-Laws (to be referred to the Committee on Amendments.)

Your Committee does not recommend adoption.

RESOLUTION NO. 7.

Presented by George H. Kress.

Resolved, that it is the sense of the House of Delegates that the Council and officers in the future shall provide the proper number of medical stenographers for the scientific sections.

Not recommended by Committee.

RESOLUTION NO. 8.

The following resolution was presented by George H. Evans:

Resolved, that the Medical Society of the State of California urges on the Board of Directors of the State Home for Feeble Minded at Glen Ellen and on the Governor of the State of California that the choice of superintendent of this Institution shall be made on a basis of scientific training and experience appropriate along the lines of most modern development.

RESOLUTION NO. 9.

Presented by George H. Kress. Amendment to Article X, Section 5.

Any such new member joining a component County Society at any time during the Society's fiscal year shall pay the regular assessment to be applied as such for the fiscal year in which he joins; provided, that if such new member joins after July 1st of any fiscal year, then the assess-

ment to be paid by him shall be only one-half the regular assessment.

RESOLUTION NO. 10.

Presented by P. K. Brown and George H. Kress.

Whereas, women physicians in Great Britain, France, Russia, Serbia and Germany have performed invaluable services during the present war, services which have been signally recognized by their respective governments; and

Whereas, in the United States there are a large number of women physicians fitted and equipped to render equally valuable service, and to render service as efficient and valuable as can be rendered by men physicians, not only as anaesthetists, radiographers, and hospital and laboratory directors, but also as surgeons; now therefore

Be it resolved, that the Medical Society of the State of California express its desire that the American Medical Association do all in its power to further the utilization of the service of women physicians of the country as members in full standing of the Medical Section of the Officers' Reserve Corps, and United States Public Health Service.

RESOLUTION NO. 11.

Amendment to Amendment No 1, presented by James H. Parkinson.

That all proposed amendments to the By-Laws be referred back to the Committee on Amendments.

RESOLUTION NO. 12.

The following resolution was presented by Dr. Morton R. Gibbons:

Whereas, our European Allies have, in their vast necessity, found it advisable to undertake a systematic rehabilitation of crippled soldiers through occupational therapeutics, followed by re-education; and,

Whereas, there are more people crippled in industry than there will be in our Armies if all the men now in service enter the field, if their experience corresponds to that of the Allies; and,

Whereas, a bill has recently been introduced in Congress which, if passed, will provide occupational therapeutic hospitals and auxiliary work shops for rehabilitation of crippled soldiers and sailors, and will provide re-education with compensation for services during rehabilitation;

Therefore, be it hereby resolved by the Medical Society of the State of California in its forty-seventh annual meeting, held at Del Monte, April 16th, 17th and 18th, 1918, that the necessities of the industrially injured *require* and *warrant* that the scope of the above-referred to legislation be broadened to permit of provision for rehabilitation and training of those who have been incapacitated by industrial injury or by personal injury.

RESOLUTION NO. 13.

Your Committee recommends the following resolution by Dr. Charles C. Browning:

Resolved, that if Senate Amendment No. 26, which is to be voted on at the California State General Election in November of this year carries, that it is the sense of this body, that the medical profession of this State should co-operate with the Social Insurance Commission and put forth its best efforts to frame legislation which

shall guarantee the public the best possible medical service.

In order that these interests be so protected, your Committee further recommends that the following provisions advanced by the Committee, and such others as it may from time to time recommend, be incorporated before Amendment No. 26 receives the sanction of the Medical Society:

1. One member of the Social Insurance Commission should be an individual duly licensed under the laws of the State of California, to practice medicine and surgery.

2. There should also be a medical director who shall be responsible for the carrying out of medical provisions of the act.

3. The Commission shall not allow any individual to accept or assume responsibility for the care or treatment of any sick insured except that individual be duly licensed to practice medicine and surgery under the laws of the State of California.

4. Each insured shall have free and unrestricted right to choose the services of any physician employed by the Commission, providing that having made the choice he shall not have the privilege to change within six months.

5. The medical profession must be guaranteed an adequate income. The only practical way of guaranteeing this is by payment to the physician on a capitation basis. This method of financing payment for medical service should be adopted.

6. The minimum capitation amount should be \$5.00, exclusive of specialists' service, for which \$1.00 should be allowed.

7. The maximum number of individuals that may register with one physician should be 2000, this number having proved satisfactory in British practice.

8. The act should provide for the division of the State into districts, sufficiently small to form a proper administrative unit. Each district should have over it a medical supervisor who should be a full-time salaried man, licensed under the State of California, to practice medicine and surgery. (Salary \$5000.)

9. The district medical supervisor should be responsible for the standards of work and the proper personal relations between panel physicians and the insured in his district. He would have no absolute power, e. g., such as dismissing a doctor from the panel, but technically might often be called upon to decide as to the eligibility of an individual for sick benefit.

He should at all times represent the Commission's interest in the district.

It should be his duty to refer all questions seriously involving the integrity or professional ability of panel physicians to a tribunal that shall be established by the Commission for the adjustment of such matters.

10. The Commission should provide in each district, diagnostic centers. These diagnostic centers should be sufficient in number, and technically so equipped, as to guarantee each insured all modern aids to diagnosis and treatment.

11. The services of a diagnostic center should be free to physicians for panel patients. These centers

should be equipped by the State and should be restricted to the use of panel patients.

12. To each diagnostic center should be attached a group of specialists to include at least four. These men should devote a certain number of hours a day to the work of the center, e. g., 9 to 12 on week days, and on this basis should be paid a minimum of \$150 a month.

13. Specialists are to be chosen by a Medical Advisory Board acting with the Medical Director, the Medical Advisory Board to be nominated to the Commission by those State organizations whose members are all regularly licensed to practice medicine and surgery in the State of California, together with representatives of the panel physicians.

14. Any physician refused employment by the Commission either as a panel physician or as a specialist may on demand be entitled to an examination given under the direction of the Medical Advisory Board.

15. Each district should be provided with dental operators and apparatus sufficient to maintain the mouths of insured in a healthy condition.

16. Each panel should be provided with one or more nurses who shall act as assistants to the panel physician and as sick visitants.

17. The act should be drawn in such a way that it will insure the maximum results in the prevention of disease by co-ordinating the activities of the physicians operating under the Social Insurance Act with those of the local and State Boards of Health and of the Federal officers employed by the Public Health Service of the United States.

18. To carry out the provisions of the act will demand definite sacrifice on the part of the medical profession who consider social insurance to be a social duty in the nature of a beneficence. They therefore cannot be expected to serve under the act if any profit-making organization is allowed to share in the administration of the law and to derive gain from administering its provisions.

19. Under such an act as is proposed, the State would set standards of work to be done and supervise the results. Therefore, it is the sense of the Medical Society of the State of California that the State must assume legal responsibility for the results of medical and surgical treatment and relieve the physician from liability suits.

20. That the Insurance Commission of the State be requested to have some firms that specialize in systems for physicians prepare forms for physicians' records and reports.

21. It is the sense of the Society that only wage-earners whose gross annual incomes are less than \$1500 should be included in the provisions of this act.

The first twelve resolutions contained in this report were unanimously adopted without comment.

The Thomas-Graves and Browning resolutions were considered at great length on the floor of the House of Delegates and a general discussion ensued. The House was unable to come to a unanimous opinion. The subject of Social Health Insurance was debated by the following: C. P. Thomas,

J. H. Graves, G. A. Hare, Geo. H. Kress, Langley Porter, René Bine, W. B. Coffey, W. C. Alvarez, Dudley Smith, W. C. Voorsanger, Fitch C. E. Mattison, H. Bert Ellis, Geo. E. Ebricht.

The Thomas-Graves and Browning resolutions are as follows:

Thomas Resolution.

Be it resolved, that the Medical Society of the State of California earnestly protests against the adoption of the proposed Constitutional Amendment enabling the Legislature of the State of California to press the so-called Health Insurance Bill, for the following reasons:

First, that it has been impossible for a sufficient number of the citizens of the State to properly study such a measure and to be able to express an intelligent opinion on such a momentous subject by the time the vote will be taken.

And for the further reason that at this time when every energy and all the wealth of this State may be needed for the successful prosecution of the war against the foes of humanity, it is no time to burden ourselves with a measure which will cost somewhere between twenty-five and fifty millions of dollars annually to insure a doubtful success.

Graves Resolution.

Resolved, that this Society go on record as being in full accord with all the efforts to relieve destitution and preventable illness in California, and that we advise a most thorough study and analysis of the same and further, that as regards the proposed health insurance legislation, that we advocate a still further study of this plan before we ask California to commit itself to its adoption.

Browning Resolution.

Resolved, that if Senate Amendment No. 26, which is to be voted on at the California State General Election in November of this year carries, that it is the sense of this body that the medical profession of this State should co-operate with the Social Insurance Commission and put forth its best efforts to frame legislation which shall guarantee the public the best possible medical service.

Dr. Langley Porter recommended that the Graves-Thomas resolution be stricken out.

Dr. Hare endorsed Porter's amendment, suggesting that the subject be referred to the Council.

After considerable discussion upon the motion of G. A. Hare, seconded by G. H. Evans, the following amendment was unanimously substituted:

"That the resolution relating to Social Insurance be referred to the Council with the recommendation that it, with the assistance of the general attorney, use every means within its power to secure such legislation as will best safeguard the interests of the medical profession."

Upon motion of Parkinson, seconded by H. Bert Ellis, it was unanimously

Resolved, that the report of the Reference Committee and the recommendation contained therein be accepted, with the exception of that part dealing with Social Insurance.

Dr. C. Van Zwalenburg, the incoming President, was then introduced by the Chairman and made a short verbal address.

Constitution and By-Laws.

Amendments to the Constitution and By-Laws were presented by Dr. Jas. H. Parkinson on behalf of the Council.

Dr. Geo. H. Evans made a motion that these amendments be laid on the table until next year. No second to this motion.

The following amendments to the Constitution were then presented for action at the next annual meeting:

CONSTITUTION OF THE MEDICAL SOCIETY OF THE STATE OF CALIFORNIA.

ARTICLE I.

Name and Object.

Section 1. The name of this Society shall be the "Medical Society of the State of California."

Sec. 2. The purpose of this Society shall be to federate and bring into one compact organization the entire medical profession of the State of California, and to unite with similar societies of other States to form the American Medical Association; to extend medical knowledge and advance medical science; to elevate the standard of medical education, and to secure the enactment and enforcement of just medical laws; to promote friendly intercourse among physicians, to guard and foster the material interests of its members and to protect them against imposition; and to enlighten and direct public opinion in regard to the great problems of state medicine, so that the profession shall become more capable and honorable within itself, and more useful to the public, in the prevention and cure of disease, and in prolonging and adding comfort to life.

ARTICLE II.

Component Societies.

Component Societies shall consist of those county medical societies which hold charters from this Society.

ARTICLE III.

Composition of the Society.

Section 1. This Society shall consist of Members, Delegates, and Guests.

Sec. 2. Members—The Members of the Society shall be the members of the component county medical societies.

Sec. 3. Delegates—Delegates shall be those members who are elected in accordance with this Constitution and By-Laws to represent their respective component societies in the House of Delegates of this Society.

Sec. 4.—Guests—Any distinguished scientist, or any physician not a resident of this State, may become a guest during any Annual Session on invitation of the President or the officers of this Society, and shall be accorded the privilege of participating in all of the scientific work for that session. The President shall announce to the general meeting the names of such persons as have been invited to attend the meeting, and their names shall then be enrolled as guests of that annual meeting.

ARTICLE IV.

House of Delegates.

The House of Delegates shall be the legislative and business body of the Society, and shall consist of (1) Delegates elected by the component county societies, (2) the Councilors, and (3), ex-officio, the President and Secretary of this Society.

ARTICLE V.

Meetings.

Section 1. The regular meetings of this Society shall be held annually.

Sec. 2. Special meetings of the House of Delegates may be convened as the By-Laws provide.

Sec. 3. Twenty-five members shall constitute a quorum in the House of Delegates.

Sec. 4. The selection of the place of meeting, and the election of officers, shall be the first order of business of the House of Delegates at the second evening session of each annual meeting.

Sec. 5. All officers shall be elected by ballot, and shall serve until their successors are chosen and qualified.

ARTICLE VI.

Officers.

Section 1. The officers of this Society shall be a President, a First Vice-President, a Second Vice-President, a Secretary, two Assistant Secretaries, a Treasurer, Examiners or nominees for appointment as Examiners on the Board of Medical Examiners as may be required by the laws of the State of California governing the practice of medicine, and twelve Councilors, of whom one shall be elected from each of the nine Councilor districts and three at large. Not more than three Councilors shall be elected from any one Councilor district. These officers shall be elected by the House of Delegates at the time and in the manner duly provided in this Constitution and By-Laws.

Sec. 2. The officers, except the Treasurer and the Councilors, shall be elected annually. The terms of the elected Councilors shall be for three years, those first elected serving one, two and three years, as may be arranged.

Section 3. No delegates shall be eligible to any office named in the preceding section, except that of Councilor, and no person shall be elected to any such office who has not been a member of the Society for the past two years.

ARTICLE VII.

Council.

The Council shall consist of the Councilors and the President and Secretary, ex-officio. Besides its duties mentioned in the By-Laws, it shall constitute the Finance Committee of the House of Delegates. Five Councilors shall constitute a quorum.

ARTICLE VIII.

Section and District Societies.

The House of Delegates may provide for a division of the scientific work of the Society into appropriate Sections, and for the organization of such District Societies as will promote the best interests of the profession, such societies to be

composed exclusively of members of component county societies.

ARTICLE IX.

Reciprocity of Membership With Other State Societies.

In order to broaden professional fellowship, this Society is ready to arrange with other State Medical Associations for an interchange of certificates of membership, so that members moving from one State to another may avoid the formality of re-election.

ARTICLE X.

Funds and Expenses.

Funds shall be raised by an equal per capita assessment on each component society. The amount of the assessment shall be fixed by the House of Delegates, but shall not exceed the sum of \$2.00 per capita per annum, except on a four-fifths vote of the Delegates. The fiscal year of the Society shall be from January 1st to December 31st. The number of members in good standing in each component society on the first day of January of each year shall be taken as the basis for the assessment for that fiscal year, as fixed by the House of Delegates. Funds may also be raised by voluntary contributions from the Society's publications, and in any other manner approved by the House of Delegates. Funds may be appropriated by the House of Delegates to defray the expenses of the Society, for publications and for such other purposes as will promote the welfare of the profession. All resolutions appropriating funds must be referred to the Finance Committee before action is taken thereon.

ARTICLE XI.

Referendum.

Section 1. A general meeting of the Society may, by a two-thirds vote of the members present, order a general referendum on any question pending before the House of Delegates, and when so ordered, the House of Delegates shall submit such question to the members of the Society, who may vote by mail or in person, and, if the members voting shall comprise a majority of all the members of the Society, a majority of such vote shall determine the question and be binding on the House of Delegates.

Sec. 2. The House of Delegates may, by a two-thirds vote of its own members, submit any question before it to a general referendum, as provided in the preceding section, and the result shall be binding on the House of Delegates.

ARTICLE XII.

The Seal.

The Society shall have a common seal, with power to break, change or renew the same at pleasure.

ARTICLE XIII.

Amendments.

The House of Delegates may amend any article of this Constitution by a two-thirds vote of the Delegates present at any annual session, provided that such amendment shall have been presented in open meeting at the previous annual session, and

that it shall have been published twice during the year in the Journal of this Society, or sent officially to each component society for at least two months before the meeting at which final action is to be taken.

CONSTITUTION OF THE MEDICAL SOCIETY OF THE STATE OF CALIFORNIA.

(Incorporating Amendments proposed at Annual Meeting held at Del Monte, April 1918,—to be voted upon at Annual Meeting to be held at Santa Barbara, April 1919).

Constitution.

ARTICLE I.

NAME AND OBJECT.

Section 1. The name of this Society shall be the "Medical Society of the State of California." No change from original.

Sec. 2. The purpose of this Society shall be to federate and bring into one compact organization the entire medical profession of the State of California, and to unite with similar societies of other States to form the American Medical Association; to extend medical knowledge and advance medical science; to elevate the standard of medical education, and to secure the enactment and enforcement of just medical laws; to promote friendly intercourse among physicians; to guard and foster the material interests of its members and to protect them against imposition; and to enlighten and direct public opinion in regard to the great problems of state medicine, so that the profession shall become more capable and honorable within itself, and more useful to the public, in the prevention and cure of disease, and in prolonging and adding comfort to life.

ARTICLE II.

COMPONENT SOCIETIES.

Component Societies shall consist of those county medical societies which hold charters from this Society. No change from original.

ARTICLE III.

MEMBERS.

Section 1. Members—The Members of the Society shall be the members of the component county medical societies, excluding associate or honorary members thereof. Proposed amendment.

Sec. 2. Guests—Any distinguished scientist, associate or honorary member of any component county society, or any physician not a resident of this State, may become a guest during any Annual Meeting on invitation of the President or the officers of this Society, and shall be accorded the privilege of participating in all of the scientific work for that meeting. The President shall announce to the general meeting the names of such persons as have been invited to attend the meeting, and their names shall then be enrolled as guests of that annual meeting.